

## District Judge Daybook Entry

United States District Court - Southern District of West Virginia at Charleston

Date: 4/6/2016

Case Number 5:14-cr-00244

Case Style: USA vs. Donald L. Blankenship

Type of hearing Sentencing

Before the honorable: 2516-Berger

Court Reporter Lisa Cook

Courtroom Deputy Kierstin Tudor

Attorney(s) for the Plaintiff or Government see appearances below

Attorney(s) for the Defendant(s) see appearances below

Law Clerk Trevor Garmey

Probation Officer Jeff Gwinn

Trial Time

Non-Trial Time

Court Time

10:00 am to 11:10 am

11:23 am to 12:13 pm

Total Court Time: 2 Hours 0 Minutes Non-Trial Time/Uncontested Time

Courtroom Notes

SENTENCING HEARING

COUNSEL APPEARANCES:

UNITED STATES:

Steven Ruby

R. Gregory McVey

Gabriele Wohl

DONALD BLANKENSHIP:

William Taylor, III

Blair Brown

Eric Delinsky

James Walls

Scheduled Start 10:00 a.m.

Actual Start 10:00 a.m.

[Beckley case; hearing held in Charleston]

Defendant present in person and by counsel for sentencing as to Count One of the Superseding Indictment.

Counsel note appearances on the record.

Defendant placed under oath.

Court addresses PSR and remaining objections.

Court summarizes prior rulings regarding restitution.

Court ADOPTS findings in PSR except as noted.

Probation to file PSR in court file under seal.

Court makes findings re: applicable U.S.S.G. ranges.

## District Judge Daybook Entry

Court addresses 3553(a) factors.  
Mr. Ruby speaks as to 3553(a) factors.  
Mr. Taylor reserves right to speak at a later juncture.  
Court makes findings as to 3553(a) factors.  
Mr. Taylor request a brief recess.  
Court takes recess at 11:10 a.m.

Court resumed at 11:23 a.m.  
Mr. Taylor speaks on behalf of the Defendant prior to the imposition of sentence.  
Defendant speaks on his own behalf.  
After considering advisory U.S.S.G. ranges and 3553(a) factors, Court IMPOSES sentence as follows:  
Custody: 12 months  
Supervised Release: 1 year  
Fine: \$250,000  
Assessment: \$25  
Court states reasons for sentence imposed.  
Defendant advised of right to appeal.  
Defendant RELEASED on prior bond and allowed to self-report.  
Defendant's motion for continued release pending appeal is DENIED.  
Court recessed at 12:13 p.m.